

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 7,545,781 B2; Issued June 9, 2009

Application No.: 10/549,242

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Applicant: Shinya Otsuki, et al.

Group Art Unit: 2617

Examiner: Kamran Afshar

Title: Wireless Packet Communication Method and Wireless Packet Communication Apparatus

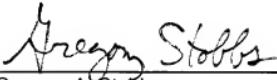
Attorney Docket: 6268-000007/US/NP

Commissioner for Patents
P.O. Box 1450
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REQUEST FOR RECONSIDERATION OF PETITION UNDER RULE 1.705

Patentee hereby requests reconsideration of the Petition for corrected Patent Term Adjustment under Rule 1.705 which was dismissed by the Office in a Decision dated December 16, 2009. In view of the fact that *Wyeth v Dudas* is currently on appeal to the Court of Appeals for the Federal Circuit, Patentee respectfully requests the Office to defer decision on this Request for Reconsideration until such time as the Court of Appeals for the Federal Circuit has ruled in *Wyeth v Dudas*. This request is made in the interest of judicial economy and because *Wyeth v Dudas* is expected to construe the statutory meaning of "overlap" as used in 35 U.S.C. § 154(b).

Respectfully submitted,

By: 
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Dated: January 7, 2010

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